

RESOLUTION NO. R-85-295

RESOLUTION APPROVING ZONING PETITION 84-162, Rezoning

WHEREAS, the Board of County Commissioners, as the governing body, pursuant to the authority vested in Chapter 163 and Chapter 125, Florida Statutes, is authorized and empowered to consider petitions relating to zoning; and

WHEREAS, the notice and hearing requirements as provided for in Chapter 402.5 of the Palm Beach County Zoning Code, Ordinance No. 73-2, have been satisfied; and

WHEREAS, Petition No. 84-162 was presented to the Board of County Commissioners of Palm Beach County at its public hearing conducted on the 1st of November, 1984; and

WHEREAS, the Board of County Commissioners has considered the evidence and testimony presented by the applicant and other interested parties and the recommendations of the Planning Commission; and

WHEREAS, the petitioner agreed that the developer voluntarily commits to preserve and/or relocate existing vegetation wherever possible into the project design; and

WHEREAS, the petitioner agreed that the development shall retain onsite 85% of the stormwater runoff generated by a three (3) year one hour storm, per requirements of the Permit Section, Land Development Division; and

WHEREAS, the petitioner agreed that the property owner shall convey for the ultimate right-of-way of Congress Avenue, sixty (60) feet from centerline, approximately and additional ten (10) feet within ninety (90) days of adoption of the Resolution by the Board of County Commissioners; conveyance must be accepted by Palm Beach County prior to the issuance of the first building permit; and

WHEREAS, the petitioner agreed that the right-of-way is required due to utility pole relocation; and

WHEREAS, the petitioner agreed that the developer voluntarily commits to install a six (6) foot wall along the property line abutting residentially zoned property, which addresses the need for buffering between residences and the proposed office use; and

WHEREAS, the Board of County Commissioners made the following

finding of fact:

1. The proposal is consistent with the requirements of the Comprehensive Plan and Zoning Code.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, assembled in regular session this the 1st of November, 1984, that Petition No. 84-162, the petition of EDWARD JABLONSKI AND WAYNE F. JABLONSKI, By Lee Starkey, Agent, for the REZONING FROM RS-RESIDENTIAL SINGLE FAMILY DISTRICT TO CS-SPECIALIZED COMMERCIAL DISTRICT being all on Lots 1 and 2, Drew Manor, in Section 28, Township 44 South, Range 43 East, as recorded in Plat Book 21, Page 36; said property located on the west side of Congress Avenue (S.R. 807), approximately .6 miles south of Forest Hill Boulevard was approved as advertised with voluntary commitments.

Commissioner Koehler moved for approval of the petition. The motion was seconded by Commissioner Wilken, and, upon being put to a vote, the vote was as follows:

KEN SPILLIAS, CHAIRMAN	- AYE
DOROTHY H. WILKEN, VICE CHAIRMAN	- AYE
PEGGY EVATT, MEMBER	- AYE
DENNIS P. KOEHLER, MEMBER	- AYE
BILL BAILEY, MEMBER	- ABSENT

The foregoing Resolution was declared duly passed and adopted this the            day of FEB 19 1985 , 1985, confirming action of the 1st of November, 1984.

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

*Sandy Sprague*  
County Attorney

PALM BEACH COUNTY, FLORIDA, BY ITS  
BOARD OF COUNTY COMMISSIONERS.

JOHN B. DUNKLE, Clerk

BY: *Fabrice S. Weaver*  
Deputy Clerk

